

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil Action # 05-10192 WGY

ONE STAR CLASS SLOOP SAILBOAT
BUILT IN 1930 WITH HULL NUMBER
721, NAMED "FLASH II",

Defendant.

KERRY SCOTT LANE, M.D.,

Claimant.

**ANSWER TO VERIFIED COMPLAINT FOR FORFEITURE IN REM,¹
WITH JURY DEMAND**

Claimant, Kerry Scott Lane, M.D., through undersigned counsel, answers the Complaint for Forfeiture as follows:

1. Claimant admits the allegations of jurisdiction and venue in paragraph 1.
2. Claimant lacks sufficient information to admit or deny the allegations of paragraph 2.
3. Claimant admits the allegations of paragraph 3.
4. Claimant denies the allegations of paragraph 4.
5. Claimant denies the allegations of paragraph 5.

First Defense

4. The complaint fails to state a claim upon which relief may be granted.

¹ This Answer was previously filed as an exhibit to the Rule 59(e) motion to alter/amend the order denying the Rule 60(b) motion, Docket Entry #20, filed 8/29/2005.

Second Defense

5. Service of process was insufficient under the Constitution and statutory law.

Third Defense

6. Claimant is an innocent owner whose interest is protected under 18 U.S.C. § 983(d)(6).

WHEREFORE, claimant prays:

1. That this action be dismissed;
2. That he be awarded interest and reasonable attorneys fees; and
3. For such other and further relief as may be deemed just and equitable.

JURY DEMAND

Claimant hereby demands trial by jury on all issues.

Respectfully submitted,
Kerry Scott Lane, MD,

By his attorneys,

/s/ Brenda Grantland
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